

MINUTES

**CITY OF IMPERIAL BEACH
CITY COUNCIL
PLANNING COMMISSION
PUBLIC FINANCING AUTHORITY
HOUSING AUTHORITY
IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY**

FEBRUARY 1, 2017

**Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932**

REGULAR MEETING - 6:00 P.M.

REGULAR MEETING CALL TO ORDER

Mayor Dedina called the Regular Meeting to order at 6:00 p.m.

ROLL CALL

Councilmembers present: West, Patton, Spriggs
Councilmembers absent: None
Mayor Pro Tem present: Bragg
Mayor present: Dedina
Staff present: City Manager Hall, City Attorney Lyon, City Clerk Kelly, Assistant City Manager Dush, City Planner Foltz, Public Works Director Levien, Marine Safety Chief Stabenow

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Emma Tubbs from Imperial Beach Charter School.

AGENDA CHANGES

None.

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/REPORTS ON ASSIGNMENTS AND COMMITTEES

Councilmember Spriggs, who serves as Vice Chair of the Housing, Community and Economic Development Policy Committee, reported on his attendance at the League of California Cities Policy Committee meetings and reviewed the Committees' priorities. He encouraged residents to contact him regarding concerns about proposed state legislation. He spoke about a document named "California's Housing Future" and suggested that it be considered as a future agenda item.

Councilmember Patton thanked City staff for their efforts in dealing with the effects of strong winds on the community. He announced the Port of San Diego is hosting a workshop on February 6 on surface enhancements for the Pier and the State of the Sweetwater District Address is on February 11. He spoke about his participation in a meeting with staff to improve the Junior Lifeguard program, his efforts to create a calendar to ensure the City is represented at events, and his work on creating a more contemporary brochure for Imperial Beach.

Councilmember West thanked staff for helping him with his in-service as a new Councilmember, he reported on his attendance at the League of California Cities New Mayors and Councilmembers Conference, and he thanked everyone who participated in the cleanup of Imperial Beach on Martin Luther King Day. He reported on his invitation to speak at the Imperial Beach Senior Center, and his participation at the Bayshore Bikeway Working Group meeting. He also spoke about the need to have information about Imperial Beach available at the Convention Center, the Wellness Retreat at Pier South Resort, and his invitation to talk with students at San Ysidro High School about running a campaign to become a City Councilmember. He announced IB Girls Softball is hosting an IB Community Cleanup event on February 12.

Mayor Pro Tem Bragg reported she did not attend the regularly scheduled MTS and SANDAG meetings two weeks ago because of a death in her family. She spoke about National Wear Red Day to raise awareness about heart disease being the number one killer of women. She announced the following upcoming events: Mar Vista High School Softball Dinner and Dance on February 24, the Imperial Beach Historical Society Open House on February 13, a new acrylic painting class at the Senior Center, a CPUC hearing regarding California American Water's request to increase rates on February 9. She announced at the January MTS Board meeting she was selected to serve as the following: the MTS primary representative on the LOSSAN Rail Corridor Agency, the Chair of the Accessibilities Committee and the Chairman's alternate at the SANDAG Transportation Committee meeting.

Mayor Dedina reported on his attendance at San Diego Magazine's Big Ideas Event (Imperial Beach was featured in their January issue) and at the SANDAG Borders Committee Meeting, noting he is proud of I.B.'s long history of working collaboratively with Mexico. He also spoke about a meeting with San Diego Mayor Kevin Faulconer to ask for his support to endorse efforts to improve infrastructure on the border to deal with water quality and to talk about I.B.'s efforts to improve Highway 75 and to get the City of San Diego to move forward on their master plan and possible relinquishment of Highway 75. He announced his upcoming meeting with the new Mayor of Tijuana to focus on water quality issues and he invited everyone to the State of the City Address on February 21.

COMMUNICATIONS FROM CITY STAFF

Assistant City Manager Dush provided City Council with the trend lines of building permits issued over the past 5 years.

City Manager Hall announced the February 15 City Council meeting will not be held because City Council will be conducting board interviews at a Special Meeting on February 22.

PUBLIC COMMENT

Brian Barretto, External Affairs Manager with California American Water, provided an update on the drought and water use restrictions. He announced California Water will be in attendance at the February 9 CPUC public participation hearing to answer questions about their rate case and questions about water service.

PRESENTATIONS (1.1)

1.1 STORM DEBRIEFING BY CITY MANAGER HALL.

Marine Safety Chief Stabenow gave a PowerPoint debriefing regarding the effects the recent storms had on the city of Imperial Beach.

City Council thanked City staff for their dedicated efforts during and after the storm and for a job well done.

CONSENT CALENDAR (2.1-2.8)

MOTION BY WEST, SECOND BY BRAGG, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THROUGH 2.8. MOTION CARRIED UNANIMOUSLY.

2.1 MINUTES.

City Council approved the Special Meeting Minutes of January 11, 2017 and the Regular Meeting Minutes of January 18, 2017.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

City Council ratified the warrant register.

- 2.3 ADOPTION OF RESOLUTION NO. 2017-7765 AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE SWEETWATER UNION HIGH SCHOOL DISTRICT AND THE CITY OF IMPERIAL BEACH REGARDING FUNDING OF A SCHOOL RESOURCE OFFICER. (0260-45)**
City Council adopted Resolution No. 2017-7765.
- 2.4 ADOPTION OF RESOLUTION NO. 2017-7766 AUTHORIZING RECEIPT OF FUNDS FROM STATE REIMBURSEMENT, AND AN ASSOCIATED BUDGET INCREASE, FOR STRIKE TEAM ACTIVITY CONDUCTED BY THE IMPERIAL BEACH FIRE-RESCUE DEPARTMENT IN AUGUST OF 2016. (0390-86)**
City Council adopted Resolution No. 2017-7766.
- 2.5 ADOPTION OF RESOLUTION NO. 2017-7767 AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE ASSISTANCE LEAGUE OF GREATER SAN DIEGO TO PROVIDE THE IMPERIAL BEACH FIRE-RESCUE DEPARTMENT WITH TEDDY BEARS TO COMFORT TRAUMATIZED CHILDREN. (0250-10)**
City Council adopted Resolution No. 2017-7767.
- 2.6 RESOLUTION NO. 2017-7768 OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, APPROVING AND RATIFYING A FUEL PURCHASE AGREEMENT WITH THE COUNTY OF SAN DIEGO. (0150-20)**
City Council adopted Resolution No. 2017-7768.
- 2.7 CHANGE IN 2017 CITY COUNCIL ASSIGNMENTS. (0410-50)**
City Council confirmed the appointment of Councilmember West to represent Imperial Beach on the SANDAG Bayshore Bikeway Working Group for 2017, with Councilmember Patton as the alternate.
- 2.8* NOTIFICATION OF TRAVEL: MAYOR DEDINA IS PLANNING TO ATTEND THE SAN DIEGO REGIONAL CHAMBER OF COMMERCE BINATIONAL DELEGATION TO MEXICO CITY. (0410-60)**
*No staff report.

ORDINANCES – INTRODUCTION/FIRST READING (3.1)

3.1 URGENCY ORDINANCE TO TEMPORARILY PROHIBIT NONMEDICAL COMMERCIAL MARIJUANA ACTIVITIES IN THE CITY. (0610-95)

City Manager Hall reported on the item. He noted that City Council is not being asked to ban or allow dispensaries but rather consider an ordinance allowing the City to take some time to study the matter and conduct community outreach.

City Attorney Lyon clarified that the item before City Council is the adoption of an urgency ordinance that must be approved by a 4/5ths vote. In response to Councilmember Spriggs' request for more information on the matter, she reviewed a list of some of the local jurisdictions that approved moratoriums which gives them time to study the issues surrounding marijuana, she explained Proposition 64, reviewed the proposed ordinance and the timeframes associated with ordinance extensions.

Councilmember Spriggs stated the item before City Council will provide time for the City to put together thoughtful measures that are consistent with what the community wants.

In response to Councilmember Patton, City Attorney Lyon stated that the current laws in Imperial Beach only address medical marijuana and the moratorium would not impact the sections of the municipal code associated with medical marijuana.

Mayor Pro Tem Bragg spoke in support of the item. She asked staff to determine the proximity of the San Diego dispensaries to Imperial Beach and to find out if coastal cities allowing

dispensaries would need Coastal Commission approval.

In response to Councilmember West's comment that the City of San Diego reversed their moratorium, City Attorney Lyon stated she will look into it.

City Manager Hall stated staff will return to City Council with the process.

Councilmember Spriggs suggested staff obtain input from other localities that have gone through this especially communities that are of the same size as Imperial Beach.

No speaker slips were submitted.

City Clerk Kelly read the title of Ordinance No. 2017-1160 "AN INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA PURSUANT TO GOVERNMENT CODE SECTION 65858 IMPOSING A TEMPORARY MORATORIUM ON COMMERCIAL NON-MEDICAL MARIJUANA ACTIVITIES IN THE CITY OF IMPERIAL BEACH IN LIGHT OF THE PASSAGE OF PROPOSITION 64".

MOTION BY PATTON, SECOND BY SPRIGGS, TO WAIVE FURTHER READING IN FULL AND ADOPT ORDINANCE NO. 2017-1160. MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARINGS (4.1)

4.1 REGULAR COASTAL PERMIT (CP 160041), DESIGN REVIEW CASE (DRC 160042), SITE PLAN REVIEW (SPR 160043), AND CATEGORICAL EXEMPTION PURSUANT TO CEQA GUIDELINES 15303 (NEW CONSTRUCTION OR CONVERSION OF SMALL STRUCTURES) TO CONSTRUCT A WALK UP AUTOMATED TELLER MACHINE AT 896 PALM AVENUE (APN 626-211-07-00). MF 1211. (0600-20)

Mayor Dedina declared the public hearing open.

City Planner Foltz gave a PowerPoint presentation on the item. In response to Councilmember Spriggs' question, he stated the Design Review Board approved the project by a 4 to 1 vote. The member who voted against it preferred to have the ATM against the building but there wasn't sufficient amount of area available to do so. The other four members approved the site and design. In response to Councilmember Patton's question, he stated the applicant felt there is a need for an ATM within a commercial center and he deferred to the applicant to respond to the question as to why this particular location was selected.

In response to Councilmember Bragg's question as to why a brick and mortar building was not considered for its customers, Steve Hamilton, with LA Architects, representing Bank of America, stated that this was one of a few locations where the bank was able to negotiate a lease with a landlord. He could not respond to why Bank of America left the site (that is now a Union Bank) but Bank of America wants to come back to Imperial Beach.

No speaker slips were submitted.

Mayor Dedina closed the public hearing without dissention of City Council.

MOTION BY SPRIGGS, SECOND BY WEST, TO ADOPT RESOLUTION NO. 2017-7769, APPROVING REGULAR COASTAL PERMIT (CP 160041), DESIGN REVIEW CASE (DRC 160042), SITE PLAN REVIEW (SPR 160043), AND CATEGORICAL EXEMPTION PURSUANT TO CEQA GUIDELINES 15303 (NEW CONSTRUCTION OR CONVERSION OF SMALL STRUCTURES) TO CONSTRUCT A WALK-UP AUTOMATED TELLER MACHINE (ATM) IN A PLANTER AREA OF AN EXISTING COMMERCIAL CENTER AT 896 PALM AVENUE (APN 626-211-07-00). MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCILMEMBERS: SPRIGGS, WEST, DEDINA
NOES: COUNCILMEMBERS: PATTON, BRAGG
ABSENT: COUNCILMEMBERS: NONE

REPORTS (5.1-5.2)

5.1 RESOLUTION NO. 2017-7764 LIMITING PARKING TIMES ON 13TH STREET, EAST SIDE FOR REVERSE ANGLE PARKING AND ON ELM AVENUE, VISITOR PARKING ADJACENT TO MAR VISTA HIGH SCHOOL. (0760-95)

Public Works Director Levien reported on the item.

Mayor Pro Tem Bragg appreciated the consideration for no additional signage. She also stated she preferred to have the resolutions separated.

In response to Councilmember West's question, Public Works Director Levien stated the 15 minute timeframe on Elm Ave. was requested by the Principal.

Councilmember West spoke in support for considering standard parking times throughout the City of Imperial Beach.

Councilmember Patton commented that the Principal and residents commented on people parking in front all day before the stripping was installed.

Councilmember Spriggs questioned why the time restriction on 13th Street begins at 2:00 a.m.

Mayor Pro Tem Bragg stated a 2:00 a.m. start time is standard to prevent vehicles from parking overnight.

Due to concern with having an end time of 6:00 a.m., Mayor Dedina suggested a timeframe of 2:00 a.m. to 5:00 a.m. to be consistent with the times along the beach.

MOTION BY SPRIGGS, SECOND BY WEST, TO ADOPT AMENDED RESOLUTION NO. 2017-7764 LIMITING PARKING TIMES ON 13TH STREET, EAST SIDE FOR REVERSE ANGLE PARKING (TIMEFRAME AMENDED TO 2:00 A.M. TO 5:00 A.M.) AND ON ELM AVENUE, VISITOR PARKING ADJACENT TO MAR VISTA HIGH SCHOOL. MOTION CARRIED UNANIMOUSLY.

5.2 REQUEST TO CREATE A TASK FORCE TO REVIEW CITY COUNCIL COMPENSATION. (0410-95)

City Manager Hall reported on the item and announced staff will reach out to prior elected officials to be on the task force.

Councilmember Spriggs commented that this matter is not a priority of the current City Council but rather an issue raised by a former Councilmember. Therefore, he did not support spending time and effort on this issue. He also stated costs associated with being a Councilmember can be covered by the existing salary and reimbursements.

Councilmember Patton spoke in support of the item because the matter has not been addressed since 1987.

Mayor Pro Tem Bragg spoke in support of the matter because it has been 29 years since City Council compensation has been addressed and she noted that Imperial Beach has the lowest paid councilmembers.

MOTION BY PATTON, SECOND BY BRAGG, TO CREATE A TASK FORCE TO REVIEW CITY COUNCIL COMPENSATION.

City Council discussion:

Mayor Dedina commented that he supported having former Councilmembers do the evaluation, that it is good public policy and it alleviates the burden from the current City Council.

Councilmember Spriggs stated it is a badge of honor to have the best community and the least compensated City Council in the county.

**VOTES WERE NOW CAST ON ORIGINAL MOTION BY PATTON, SECOND BY BRAGG, TO
CREATE A TASK FORCE TO REVIEW CITY COUNCIL COMPENSATION. MOTION
CARRIED BY THE FOLLOWING VOTE:**

**AYES: COUNCILMEMBERS: PATTON, WEST, BRAGG, DEDINA
NOES: COUNCILMEMBERS: SPRIGGS
ABSENT: COUNCILMEMBERS: NONE**

I.B. REDEVELOPMENT AGENCY SUCCESSOR AGENCY REPORTS (6)

None.

ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)

None.

ADJOURN REGULAR MEETING

Mayor Dedina adjourned the regular meeting at 7:38 p.m.

_____/s/
Serge Dedina,
Mayor

_____/s/
Jacqueline M. Kelly, MMC
City Clerk